

MEETINGS TO DATE 26  
NO. OF REGULARS 21  
NO. OF SPECIALS 5

LANCASTER, NEW YORK  
NOVEMBER 3, 1975

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York, on the 3rd day of November, 1975 at 8:00 P.M. and there were

PRESENT: LEO N. WEIMER, SUPERVISOR  
JOSEPH R. BARNHARDT, COUNCILMAN  
EDWARD A. BERENT, COUNCILMAN  
PETER J. BOLENDER, COUNCILMAN  
ARTEL J. METZ, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
EDWARD J. FERON, JR., TOWN ENGINEER  
JOHN F. LUME, HIGHWAY SUPERINTENDENT  
VICTOR H. OTT, POLICE CHIEF  
JOHN M. COSTELLO, ASSESSOR III

OFFICIAL REPORTS:

NONE

COMMITTEE REPORTS:

NONE

PRESENTATION OF RESOLUTION

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board held on October 20, 1975, and the minutes of the Special Meeting of the Town Board held on October 27, 1975, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~duxbx~~

The resolution was thereupon unanimously adopted.

November 3, 1975

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BERENT, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, certain on-site modifications in the development of the  
Lancaster Town Center has resulted in the necessity of a change-order, and

WHEREAS, the Town of Lancaster Engineers have recommended said  
change-order be accepted by the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and  
directed to execute the following change-order:

Change-order No. 2  
Anco Electric Company, Inc.

1. Provide labor and material  
to relocate the emergency  
generator from the Town  
Hall to the Town Center.  
Provide fuel tank less  
than 220 gal. if available  
at no increase in price

Add \$ 2,127.00

2. Provide labor and material  
to install alarm indicating  
devices similar to those  
located in Town Hall.  
Price does not include  
cost of leased lines from  
New York Telephone Co.

Add \$ 1,539.00

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~and~~

The resolution was thereupon unanimously adopted.

November 3, 1975

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, it has become necessary to create the position of Bookkeeping  
Machine Operator in the Office of the Supervisor of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby creates  
the position of Bookkeeping Machine Operator in the Office of the Supervisor  
of the Town of Lancaster, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and hereby  
is authorized to complete and execute Section 8 of Form PO-17 (New Position  
Duties Statement) from the Erie County Department of Personnel, indicating  
that the position of Bookkeeping Machine Operator in the Office of the Super-  
visor has been created.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~  
The resolution was thereupon unanimously adopted.

November 3, 1975

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, by resolution of November 3, 1975, the Town Board of the  
Town of Lancaster created the position of Bookkeeping Machine Operator in the  
Office of the Supervisor of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Frances E. Bartoszek be and hereby is appointed to  
said position of Bookkeeping Machine Operator in the Office of the Supervisor  
of the Town of Lancaster, effective November 4, 1975, at a salary as set forth  
in the Schedule of Salaries for said position.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxxy~~  
The resolution was thereupon unanimously adopted.

November 3, 1975

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BARNHARDT, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BERENT, TO WIT:

WHEREAS, the Organization of Public Employer Negotiators is holding  
a Labor Negotiations Workshop November 14, 1975, in the Town of Cheektowaga,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Attorney and any Town Board Member be and  
hereby is authorized to attend said Workshop with payment for reasonable  
and necessary expenses therefor.

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~and~~  
The resolution was thereupon unanimously adopted.

November 3, 1975

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, a certain on-site modification in the construction of the  
Lancaster Public Library has resulted in the necessity of a change-order, and

WHEREAS, the Town of Lancaster's architect has recommended such  
change-order be accepted by the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and  
directed to execute the following change-order:

C-12	Modify landscaping in accordance with Drawing No. S119	Add	\$ 1,120.26
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The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

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The resolution was thereupon unanimously adopted.

November 3, 1975

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ, TO WIT:

WHEREAS, an error was made in the transfer of funds resolution of  
the Town Board duly adopted on October 20, 1975,

NOW, THEREFORE, BE IT

RESOLVED, that said resolution be and hereby is rescinded, and

BE IT FURTHER

RESOLVED, that the following transfers within the funds as indicated  
of the Town of Lancaster be effected:

	<u>From</u>		<u>To</u>	
	<u>Account</u>	<u>Amount</u>	<u>Account</u>	<u>Amount</u>
Highway Fund, Machinery (Item 3)				
Bond Anticipation Notes Principal	9730.6	\$ 194.90		
Bond Anticipation Notes Interest			9730.7	\$ 194.90
<u>Part Town Fund</u>				
Safety Inspection, Contractual Expenses	3620.4	40.00		
Safety Inspection, Equipment			3620.2	40.00
<u>General Fund</u>				
Supervisor, Personal Services	1220.1	400.00		
Supervisor, Contractual			1220.4	400.00

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~duh~~

The resolution was thereupon unanimously adopted.

November 3, 1975



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, on February 17, 1969, agreed to share in the cost of double-facing the traffic signal at the intersection of Central Avenue and Walden Avenue, the boundary line between the Town and Village of Lancaster, and

WHEREAS, the Village of Lancaster has now proposed that the Town of Lancaster share equally with the Village of Lancaster the cost of operation and maintenance of said traffic signal device at said intersection, and

WHEREAS, the cost of operation and maintenance of said traffic signal device would be in the public interest of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the agreement tendered by the Village of Lancaster and approved by the Town Attorney, and

BE IT FURTHER

RESOLVED, that the executed agreement be forwarded to the Village Attorney by the Town Attorney for execution by the Village of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

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The resolution was thereupon unanimously adopted.

November 3, 1975

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, the Buffalo AFL-CIO Council has been granted the use of space in the Town Hall for the operation of its Senior Jobs Program from 9:00 A.M. to 5:00 P.M. Monday through Wednesday and on Friday, and

WHEREAS, the purpose of such program is to provide free assistance for people aged fifty-five and older in finding part-time employment, and

WHEREAS, the greatest possible publication of this program, both to Senior Citizens and employers would greatly assist the aims of this important program,

NOW, THEREFORE, BE IT

RESOLVED, that a certified copy of this resolution be forwarded to the Senior Citizens Center in the Town of Lancaster and Village of Depew, with notice that this service may be reached at 684-2780, and

BE IT FURTHER

RESOLVED, that the Town Clerk forward a certified copy of this resolution to the major employers within the Town of Lancaster to further assist this important work.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~only~~

The resolution was thereupon unanimously adopted.

November 3, 1975

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BOLENDER, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered  
paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 2694 to 2744 Incl.	\$152,688.58
Special District Funds	No. 63 to 65 Incl.	\$ 1,036.20
Part Town Funds	No. 236 to 240 Incl.	\$ 22,812.17
Highway Funds	No. 636 to 645 Incl.	\$ 12,555.86
Trust & Agency Funds	No. 89 to 89 Incl.	\$ 66.44
Federal Revenue Sharing	No. 142 to 144 Incl.	\$ 30,114.00
Capital Fund	No. 159 to 162 Incl.	\$ 8,814.86

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
COUNCILMAN METZ VOTED YES  
COUNCILMAN WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

November 3, 1975

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN METZ , WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be and are  
hereby approved and the issuance of Building Permits be and are hereby  
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
133	John Hucul	15 Waltham Avenue	EX. FR. SING. DWLG.

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

The resolution was thereupon unanimously adopted.

November 3, 1975

STATUS REPORTS ON UNFINISHED BUSINESS:1. Utilities - Feasibility Study

On September 15, 1975 Mr. William D. Mahaney of Clarence Rainess and Company attended the Town Board Meeting and answered questions from the public relative to the data contained in the report prepared by his firm entitled "Economic Overview of the Municipalization of a Fuel Gas Distribution System."

2. Walden Pond Park - Federal Assistance Application

On June 3, 1975 the Town Clerk notified Congressman Kemp of this Town Project and asked for his assistance in obtaining Federal Aid.

On August 21, 1975 Mr. A. Russell Tryon, the Town Planning Consultant on this project, requested a status report from the Grant's Manager of the Niagara Frontier Parks Commission.

On October 20th, the Town Clerk wrote to Congressman Kemp and requested his support and a status report on this project.

3. Town Line Speed Reduction

On August 18, 1975 the Town Board adopted a resolution requesting the County of Erie and the Town of Alden to join with them in requesting a survey and evaluation of the existing 55 m.p.h. speed limit on Town Line Road from Broadway north to the Erie-Lackawanna Railroad.

On September 8, 1975 the New York State Dept. of Transportation acknowledged receipt of the Town Boards resolution in this matter and indicated that upon receipt of a similar request from the Town of Alden, they would initiate a traffic engineering investigation on this highway.

4. Rezone Petition - Alice Morehouse

On September 2, 1975 this rezone petition was presented to the Town Board and referred to the Planning Board of the Town of Lancaster for review and report back to the Town Board.

PERSONS ADDRESSING THE TOWN BOARD:

Mrs. Edith Fuldauer, 12 Clark Street, Lancaster, New York, asked the Town Board if they would look into the possibility of obtaining free typewriters from the Federal Government for use at St. Mary's School.

The Supervisor indicated that he would check the current catalog of Federal Aid Programs to see if any such program existed.

COMMUNICATIONS:DISPOSITION

- |   |   |
|---|---|
| 385. Town Clerk to Town Board -<br>Resume of actions taken in response to<br>resolutions and directives of 10/20/75.  | <u>R &amp; F</u>  |
| 386. Cayuga Club President to Town Board -<br>Request larger lockers be installed<br>at Lancaster Center Police Headquarters.   | <u>Cap. Improv. Comm.</u>                               |
| 387. Organization of Public Employee<br>Negotiators to Town Clerk -<br>Re: Labor Negotiations Workshop -<br>Friday, November 14, 1975 - Town and<br>Country Restaurant.   | <u>R &amp; F</u>  |
| 388. Ronald D. Feuerstein to Town Board -<br>Request reconsider action regarding<br>use of ambulances at Town Line Volunteer<br>Fire Hall for County Emergency Medical<br>Technicians Refresher Course.                                 | <u>Emerg. Amb. Serv.</u><br><u>Adv. Brd. Chairman</u>   |
| 389. R. J. Harman, Buffalo AFL-CIO Council,<br>Senior Jobs Program to Supervisor -<br>Notification - Part-time jobs available<br>for Senior Citizens through facilities<br>at Town Hall.  | <u>R &amp; F</u>  |
| 390. Supervisor to Town Board -<br>Investment of funds at Marine Midland<br>Bank-Western on October 22, 1975 for total<br>dollar earnings of \$1,524.11.  | <u>R &amp; F</u>  |
| 391. County Executive Regan to Supervisor -<br>Transmittal - Proposed Erie County Fire<br>Mutual Aid Plan for review and approval.  | <u>Fire Committee</u>                                   |
| 392. Lancaster Village Clerk to Town Board -<br>Request assuming responsibility of<br>enforcing Dog Laws as amended on<br>May 13, 1975.   | <u>Town Attorney</u><br><u>Entire Town Brd. (Study)</u> |
| 393. People Services to the Retarded Adult, Inc.<br>to Town Board -<br>Transmittal - Program Format for<br>developmental, pre-vocational, and work<br>activities training program for indivi-<br>duals from mild to severe retardation. | <u>R &amp; F</u>  |
| 394. Trautman Associates to Town Board -<br>Transmittal - Changeorder No. 2 - Anco<br>Electric.   | <u>R &amp; F</u>  |
| 395. Kideney, Smith, Fitzgerald & Partners to<br>Town Board -<br>Re: Transmittal - Changeorder C-12 -<br>Lancaster Public Library.  | <u>R &amp; F</u>  |
| 396. Frederick A. Wolf to Town Attorney -<br>Transmittal - Agreement - Town and<br>Village sharing costs for operation and<br>maintenance of traffic signal - Central<br>Avenue and Walden Avenue.                                      | <u>R &amp; F</u>  |
| 397. Erie & Niagara Counties Regional Planning<br>Board to Supervisor -<br>Re: Solicitation of Local Comments on<br>a Federally-Aided Project - Water<br>District No. 8 - Town of Lancaster.  | <u>Water Committee</u>                                  |

COMMUNICATIONS:DISPOSITION

398. Lancaster Village Clerk to Town Board -  
Thank you for continuance of reduction  
of taxes levied by Town.

R & F

399. William R. Trautman Associates to Town  
Clerk -  
Re: Transmittal - Changeorder -  
Lancaster Town Center - Truckenbrod &  
Co., Inc.

Cap. Improv. Comm.

ADJOURNMENT:

ON MOTION OF COUNCILMAN BARNHARDT, AND SECONDED BY THE ENTIRE TOWN  
BOARD AND CARRIED, the meeting was adjourned at 8:20 P.M.

Signed

*Robert P. Thill*

Robert P. Thill, Town Clerk